

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION

This filing relates to the following cases:

*1:20-op-45297-DAP
1:20-op-45298-DAP
1:21-op-45016-DAP
1:20-op-45171-DAP
1:20-op-45052-DAP
3:18-cv-00751-TJC-PDB
1:20-op-45124-DAP
1:20-op-45130-DAP
1:18-op-45377-DAP
1:20-op-45224-DAP
1:20-op-45299-DAP
1:20-op-45263-DAP
1:20-op-45300-DAP
1:20-op-45135-DAP
1:20-op-45295-DAP
1:19-op-45140-DAP
1:20-op-45134-DAP
1:20-op-45225-DAP
1:20-op-45296-DAP
1:20-op-45131-DAP
1:20-op-45082-DAP
1:20-op-45292-DAP
1:20-op-45226-DAP
1:21-op-45044-DAP
1:20-op-45235-DAP
1:20-op-45133-DAP*

MDL No. 2804

Case No.: 1:17-md-02804-DAP

**NON-LITIGATING
DEFENDANT MICHAEL
BABICH'S LIST OF
SUBDIVISIONS THAT HAVE
FAILED TO SERVE HIM
AND/OR SERVE A FACT
SHEET**

**(Assigned to the Hon. Dan Aaron
Polster)**

Defendant Michael Babich, pursuant to the Court's Order Regarding Plaintiff Fact Sheets and Service of Process ("the Order") (1:17-md-02804-DAP Doc. No. 4801),

hereby submits the following table of cases, based on a review of PACER, in which he has been named.¹ Babich and undersigned counsel do not believe they have access to the Plaintiff Fact Sheet (“PFS”) Repository (“**the Repository**”) and as such bases his responses to the Court’s request information on information available in the public docket in each case.

Defendant Name: Michael Babich

Subdivision Name	MDL Case No.	No PFS in Repository	No Service of Process
Adair County, Missouri	1:20-op-45297-DAP	X	X
Andrew County, Missouri	1:20-op-45298-DAP	X	X
Barry County, Missouri	1:21-op-45016-DAP	X	X
Barton County, Missouri	1:20-op-45171-DAP	X	X
Carol County, Michigan	1:20-op-45052-DAP	X	X
City of Jacksonville, FL	3:18-cv-00751-TJC-PDB	X	
City of Stewart, FL	1:20-op-45124-DAP	X	X
Clinton County, Missouri	1:20-op-45130-DAP	X	X
Multnomah County, OR	1:18-op-45377-DAP	X	X

¹ Mr. Babich is not expressly included as a “Non-Litigating Defendant” or “NLD” as used in the Order. Nevertheless, he, like the NLDs, has been named in dozens of actions consolidated in this MDL that were never served on him and is not a defendant to any of the MDL’s litigation tracks. Mr. Babich believes that the Court’s administration of the MDL would be streamlined by considering the cases listed herein along with those of the NLDs as there is no apparent, material distinction between unserved claims against Mr. Babich and unserved claims against the expressly defined NLDs, and as such makes this filing out of an abundance of caution.

Subdivision Name	MDL Case No.	No PFS in Repository	No Service of Process
Dade County, Missouri	1:20-op-45224-DAP	X	X
DeKalb County, Missouri	1:20-op-45299-DAP	X	X
Ford County Kansas	1:20-op-45263-DAP	X	
Grundy County, Missouri	1:20-op-45300-DAP	X	X
Henry County, Missouri	1:20-op-45135-DAP	X	X
Hickory County, Missouri	1:20-op-45295-DAP	X	X
Iberville Parish Council, LA	1:19-op-45140	X	X
Lawrence County, Missouri	1:20-op-45134-DAP	X	X
McDonald County, Missouri	1:20-op-45225-DAP	X	X
New Madrid County, Missouri	1:20-op-45296-DAP	X	X
Pike County, Missouri	1:20-op-45131-DAP	X	X
Polk County, Missouri	1:20-op-45082-DAP	X	X
Ralls County, Missouri	1:20-op-45292-DAP	X	X
Shawnee County, Kansas,	1:20-op-45226-DAP	X	X
St. Claire County, Missouri	1:21-op-45044-DAP	X	X
Town of Cottage City, The Town of Forest Heights, Town of North Brentwood, and The Town of Upper Marlboro, MD	1:20-op-45235-DAP	X	X

Subdivision Name	MDL Case No.	No PFS in Repository	No Service of Process
Vernon County, Missouri	1:20-op-45133-DAP	X	X

Dated: January 27, 2023

LANG & KLAIN, P.C.

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CERTIFICATE OF SERVICE

I hereby certify that on January 27, 2023, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to the parties of record.

Copies also emailed to Special Master Cohen at david@specialmaster.law and Plaintiff's Liaison Counsel at: pweinberger@spanglaw.com; sskikos@skikos.com; trafferty@levinlaw.com; bonnie@dugan-lawfirm.com; cbrustowicz@clfola.com; ecabreraser@lchb.com; fgallucci@pglawyer.com; lsinger@motleyrice.com; notices@dannlaw.com; mike@farrellfuller.com; paul@farrellfuller.com; pmougey@levinlaw.com; tim@bertramgraf.com.

/s/ Lisa Plisko